

California Regional Water Quality Control Board
North Coast Region

Public Hearing and Notice of Issuance of an Order
Administrative Civil Liability Order No. R1-2007-0055

For
Violation of Waste Discharge Requirements Order No. R1-2004-0038
NPDES No. CA0023639

In the Matter of
Graton Community Services District
Wastewater Treatment, Reclamation and Disposal Facility
WDID No. 1B840600SON

Sonoma County

The California Regional Water Quality Control Board, North Coast Region (Regional Water Board), Executive Officer issued Administrative Civil Liability Complaint No. R1-2007-0019 to the Graton Community Services District (Discharger) On February 28, 2007. The Complaint assessed administrative civil liabilities in the amount of \$56,000 for the period of October 6, 2004, through October 30, 2006: \$21,000 in mandatory minimum penalties (MMP), issued pursuant to Water Code sections 13385(h)(1) and (i), for late monitoring reports and alleged effluent limitation violations and \$35,000 in penalties issued pursuant to Water Code sections 13385(a)(2) for late reports required as a condition of Waste Discharge Requirements Order No. R1-2004-0038 (NPDES No. CA0023639).

Water Code Section 13385(k) allows the Regional Water Board to direct a portion of the penalty amount issued against a publicly owned treatment work that serves a small community to a compliance project (CP). Water Code Section 13385(l) allows the Regional Water Board to direct a portion of the penalty amount to a supplemental environmental project (SEP). The Discharger paid \$14,500 into the State Cleanup and Abatement Account and proposes to spend an additional \$12,000 on a CP and \$29,500 on a SEP. The proposed CP is to clean solids out of three treatment ponds at the wastewater facility. The proposed SEP is to donate \$29,500 to the Sonoma Land Trust for research and plant studies on the Pitkin Marsh parcel.

Public Hearing Procedures

The Regional Water Board will hold a public hearing on this matter on October 25, 2007 at 8:30 a.m., or as announced in the Regional Water Board's summary agenda to be mailed on or about October 1, 2007. The meeting is scheduled to be held in the Best Western Weaverville Victorian Inn conference room, 1709 Main Street, Weaverville, California. At the hearing, the Regional Water Board will consider whether to affirm, reject, or modify the proposed Civil Liability, or take other enforcement action.

By 5:00 p.m. on September 24, 2007, the Discharger and interested persons must submit to the Regional Water Board office at 5550 Skylane Boulevard, Suite A, Santa Rosa, California, 95403, written copies of all technical reports, testimony, and other evidentiary material that

they would like the Regional Water Board to consider on this issue. This written material will be made available to the Regional Water Board members and all interested persons.

Written material received after the above date will not be accepted, except at the discretion of the Regional Water Board Chair. Untimely written material will not be accepted or incorporated into the administrative record if doing so would prejudice the Discharger or the Regional Water Board staff. The Chair may choose to modify this rule upon a showing of severe hardship (California Code of Regulations, Title 23, Sections 648.1 and 648.4).

All those who plan to testify at the hearing must submit written statements to the Regional Water Board by September 24, 2007. The statements should provide the name of the witness, their qualifications (if an expert), and the scope of their intended testimony. Testimony at the above-scheduled hearing may summarize or explain timely submitted or late-accepted written evidence, but shall not add new evidence. The time constraints for oral testimony or comments will be set by Regional Water Board Chair and usually will allow no more than ten minutes each for Regional Water Board staff and the Discharger and three minutes each for other interested persons. A timer may be used and speakers are expected to honor the time limits. Where speakers can be grouped by affiliation or interest, such groups will be expected to select a spokesperson and not be repetitive.

Document Review

The Order is available for review on the Regional Water Board web site at <http://waterboards.ca.gov/northcoast/agenda/pending.html>. That document as well as the other evidentiary documents and file may be inspected or copied at the Regional Water Board office on Mondays through Friday from 8:00 a.m. to 5:00 p.m. Appointments are recommended for file review. Appointments may be made by calling (707) 576-2220. For further information, please contact Regional Water Board staff member Nancy Negley at (707) 576-2657 or at nnegley@waterboards.ca.gov.

Robert R. Klamt
Interim Executive Officer

August 17, 2007